

PLACER COUNTY AIR POLLUTION CONTROL DISTRICT

Portable Equipment Permitting and Registration

Conditions to Operate Without a District Permit or Statewide Registration

The Placer County Air Pollution Control District has established a policy by which owners/operators may operate portable engines and equipment that otherwise violate requirements for a District permit or a Statewide Portable Equipment Registration due to not having the permit or registration in-hand.

The District requires that the operator enter into a stipulated agreement with the District that will insure eventual compliance. This agreement may be used to operate portable equipment or a non-diesel fueled engine that meet applicable standards for up to 180 days without a permit or registration. You should be certain that your engine or equipment can meet standards and can be permitted or registered; it is just that you do not have the permit or registration "in-hand". In addition, diesel fueled engines that do not meet standards may be operated until January 1, 2009, and must be brought up to standards by that date or be decommissioned. Failure to permit or register the engines or equipment with the stated timeframes will be subject to a deferred penalty of no less than \$10,000 having to be paid for each failure to obtain a permit or registration. The District may in addition take any enforcement action that may be applicable if the compliance requirements are not met.

In return for the owner/operator agreeing to these measures that assure eventual compliance, the District agrees to allow the operation for the stated period without taking enforcement action for not having a permit or registration. The District will also take no enforcement action for un-permitted or un-registered portable engines or equipment units that are voluntarily disclosed in order to be covered by an agreement. The engine or equipment must comply with other applicable District or State requirements, such as visible emission limitations.

You must voluntarily identify all engines and portable equipment that will be operated in Placer County and not operate other portable engines or equipment in violation of District or State requirements. If you find at a later date that you have other engines or equipment that will be brought to Placer County, this may be addressed through another agreement. If the District finds any portable engines or equipment operated by you in Placer County with out a District permit or Statewide registration the agreements in place will require payment of the deferred penalty.

The deferred penalty will be forgiven when the engines or equipment are brought into compliance or decommissioned.

In addition to settling any penalties that may have resulted from the District's discovery of un-permitted or un-registered engines or equipment, you must pay a penalty of \$300 for each agreement, plus \$270 for each engine or equipment unit that is covered by the agreement.

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These are the terms to which you must agree if you wish to operate un-permitted or un-registered portable engines or equipment:

For all portable equipment that can meet permitting or registration requirements, but the permit or registration is not yet in-hand:

- You shall apply for either a District permit or a State registration for all un-permitted and un-registered company equipment that may be operated in Placer County. In the agreement you must list all unregistered equipment. You shall notify the District when your applications are made.
- You shall comply with all applicable District or Statewide Portable Equipment Registration Program requirements.
- A District permit or Statewide Portable Equipment Registration Program permit must be obtained within 180 days of you signing of the agreement. You shall notify the District when the registrations are received or denied.
- Pay a penalty of \$300, plus \$270 for each un-permitted or un-registered portable engines or equipment which will be operated in Placer County, as identified and listed in the agreement.

For un-permitted and un-registered engines that are diesel-fueled engines and that do not meet current emission standards and therefore cannot be permitted or registered:

- The engines shall comply with all air pollution control requirements for the engines by January 1, 2009, and have a permit or registration, or proof shall be provided to the District that the engines have been decommissioned.
- Pay a penalty of \$300, plus \$270 for each un-permitted or unregistered engines which will be operated in Placer County, as listed in Exhibit D to Enclosure 1.

If you fail to meet any of these conditions, the Stipulated Agreement requires you to pay to the District a deferred monetary penalty of at least Ten Thousand Dollars (\$10,000). If the conditions are met the deferred penalty will be forgiven.

For more Information:

Please contact Todd Nishikawa, Manager, Compliance & Enforcement, at 530-745-2322, or via e-mail at tnishika@placer.ca.gov for more information.